MR. SPEAKER : Before giving a ruling on such matters, I have been following the procedure of consulting the Leaders of Parties and the Leader of the House and getting their views. I shall follow the same procedure in this instance also. I shall get the views of the Leaders of Parties and the Leader of the House on the issue raised by the hon. Member Sri Lazar and thereafter give my ruling. I would like to know when it will be possible for the Leaders of Parties to express their views.

THE HON. SRI C. SUBRAMANIAM : Sir, this is a rather interesting and complicated question. Personally, I have not studied the various aspects of the question. Therefore, I suggest that we may take up this issue either tomorrow or the day after tomorrow. Perhaps, we may fix the date in the meeting of the Business Advisory Committee which you have been pleased to call to-day.

MR. SPEAKER : All right. I think that is the desire of the House also.

SRI M. KALYANASUNDARAM : Yes, Sir.

MR. SPEAKER : Then, I shall announce later when the matter will be taken up, i.e., whether tomorrow or the day after tomorrow. 10–30 a.m.

IV—MOTION DISAPPROVING THE POLICY OF THE MINISTRY IN THE APPOINTMENT OF GOVERNMENT PLEADER.

MR. SPEAKER : I have received, under rule 55 (1) (*b*) of the Assembly Rules, notice of a motion from the hon. Member, Sri P. S. Chinnadurai. The motion reads as follows :—

" This House disapproves the policy adopted by the Ministry in the matter of recent appointment of a Government Pleader in the High Court."

The hon. Member Sri T. S. Ramaswami, has also given notice of a similar motion.

Rule 55 (1) reads as follows :—

" A motion expressing want of confidence in the Ministry or a motion disapproving the policy of the Ministry in a particular respect may be made with the consent of the Speaker and subject to the following restrictions, namely :—

(*a*) leave to make the motion must be asked for after questions and before the further business set down in the list of business for the day is entered upon. . ."

This has been done.

" (*b*) the member asking for leave must, before the commencement of the sitting of the day, leave with the Secretary a written notice of the motion which he proposes to make."

This has been done.

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"(2) If the Speaker is of opinion that the motion is in order, he shall read the motion to the House and shall request those members who are in favour of leave being granted to rise in their places and if not less than twenty-one members rise accordingly, the Speaker shall intimate that leave is granted and that the motion will be taken on such day, not being more than ten days from the day on which leave is asked for, as he may appoint. If less than twenty-one members rise, the Speaker shall inform the member that he has not the leave of the House."

Therefore, now I shall read the motion once again and those hon. Members who support it should stand—

"This House disapproves the policy of the Ministry in the recent appointment of Government Pleader."

Four hon. Members rose in support of the motion.

Mr. Speaker: As only four hon. Members stood in favour of the motion, the House does not give leave to move the motion.

V.—ADJOURNMENT MOTION TO DISCUSS THE IRREGULARITIES POINTED OUT BY THE HIGH COURT IN THE APPOINTMENT OF GOVERNMENT PLEADER.

Mr. Speaker: I have also received notice of an adjournment motion from the hon. Member, Sri M. Kalyanasundaram. It reads as follows:—

"That the proceedings of the House be adjourned for discussing the following matter of urgent public importance, viz.—

'the irregularities pointed out by the Madras High Court regarding the appointment of the present incumbent in the post of Government Pleader'."

The House already refused leave for the hon. Member, Sri P. S. Chinnadurai, to move, under rule 55 (1) (*b*), a motion relating to the same subject. Anyhow, before giving my decision on this adjournment motion, I should like to hear what the hon. Member, Sri Kalyanasundaram, has got to say in respect of this matter. He should make a brief speech.

Sri M. KALYANASUNDARAM: கனம் சபாநாயகர் அவர்களே, இப்போது சர்க்கார் வக்கீல் நியமித்ததைப்பற்றி உயர்நீதி மன்றம் தீர்ப்பு கூறியபோது பல குறைபாடுகள் கூறியிருக்கிறது. உயர்நீதி மன்ற நீதிபதிகளின் கருத்துக்களையோ அல்லது தீர்ப்பையோ சரியா இல்லையா என்பதைப் பற்றி நான் பேச விரும்பவில்லை. நீதிபதிகளின் கருத்துக்கு ரொம்ப மதிப்பு கொடுக்கக் கூடியவன் நான். அவர்களுடைய தீர்ப்பில் பல விஷயங்களில் கவனம் செலுத்தி சந்தேகக் கண்ணோடு, மந்திரி சபையையும், குறிப்பாக ஒரு மந்திரி தவறு செய்வதைப்பற்றியும் இதில் கண்டிருக்கிறது. இம்மாதிரி தவறுகளைக் கண்காணிக்கும் பொறுப்பு இந்த சபைக்கு மிகவும் அவசியம் உண்டு. நான் ஹைகோர்ட் தீர்ப்பைப்பற்றி கவலைப்படவில்லை. ஆனால் அதில் குறிப்பிட்டிருக்கிற விஷயங்களின் முழு விவரங்களைப்பற்றியும் தெரிந்து கொள்ள இந்த சபைக்கு உரிமை உண்டு. இதில் கவனிக்க வேண்டிய முக்கியமான விஷயம் என்னவென்றால் அட்வகேட் பெட்டிஷனரினுடைய கோரிக்கை நிராகரிக்கப்பட்டபோதிலும், அதில் கூறப்பட்டிருக்கிற